

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 2281**  
Junichi MIYAZAKI et al. : Docket No. 2002\_0053A  
Serial No. 10/031,396 : Group Art Unit 1648  
Filed February 22, 2002 : Examiner Myron G. Hill  
A METHOD FOR CONSTRUCTING : **Mail Stop: AF**  
RECOMBINANT ADENOVIRUS VECTOR

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37. CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1648**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated January 26, 2005 of the Primary Examiner finally rejecting claims 1-4 and 9-11.

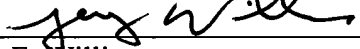
- (X) A timely response to the final rejection is being filed concurrently herewith.
- (X) The extension fee of \$1,020.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of ☒ \$500.00 (other than Small Entity)  
☐ \$250.00 (Small Entity)
- (X) is enclosed  
( ) is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- ( ) Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which  
( ) is enclosed.  
( ) has been previously submitted.

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

() The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Junichi MIYAZAKI et al.

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